

STATE OF HAWAII
DEPARTMENT OF LAND AND NATURAL RESOURCES
Land Division
Honolulu, Hawaii 96813

April 27, 2007

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

File No. 10264 (Mo)

Molokai

Issuance of Land Patent in Confirmation of a Portion of Land
Commission Award No. 2715 to Hinau, situate at Wailau,
Koolau, Molokai, TMK: (2) 5-9-006:005.

APPLICANT:

Cathy E. Kindquist, is the owner of the subject property. The Applicant for the issuance of the Land Patent in confirmation of the award is Title Guaranty of Hawaii, whose business and mailing address is 235 Queen St. Honolulu, Hawaii 96813.

LEGAL REFERENCE:

Section 171-23, Hawaii Revised Statutes, as amended,
Sections 172-11 and 12, Hawaii Revised Statutes, as amended,
Section 182-2, Hawaii Revised Statutes, as amended and
Section 664-5, Hawaii Revised Statutes, as amended.

LOCATION:

The private property awarded under Land Commission Award No. 2715 to Hinau, situate at Wailau, Koolau, Molokai, is identified as the Lele of Keawanui, containing an area of 55.628 acres, more or less, and designated as being all of Tax Key: (2) 5-9-006:005, as shown on the attached map labeled Exhibit A.

DCCA VERIFICATION: NOT APPLICABLE

The owner of the subject property is an individual and, as such, is not required to register with the Department of Commerce and Consumer Affairs.

REMARKS:

Land Commission Award No. 2715 to Hinau, dated March 12, 1855, awarded the Ahupuaa of Keawanui by name only (see Exhibit B).

By Government Survey Registered Map No. 207, dated August 4, 1853, the Ahupuaa of Keawanui is confirmed to consist of the

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following three parts:

- A. The Ahupuaa of Keawanui,
- B. The Loko of Keawanui, and
- C. The Lele of Paekukui at Wailau.

Parts A and B of said Award were confirmed under Land Patent No. 8163 wherein the government's right of commutation in the lands awarded under Land Commission Award 2715 to Hinau was satisfied.

However, no patent has been issued in confirmation of the subject portion of Land Commission Award 2715, being the Lele of Paekukui at Wailau, designated as TMK: (2) 5-9-006:005.

A modern map and survey description of the subject portion of Land Commission Award 2715 to Hinau, submitted by the applicant, was found to be in accordance with survey standards by the State Land Surveyor (see Exhibit C).

RECOMMENDATION:

Staff recommends that the Board consent to the issuance of a Land Patent in confirmation of the subject portion of Land Commission Award No. 2715 to Hinau, subject to the following:

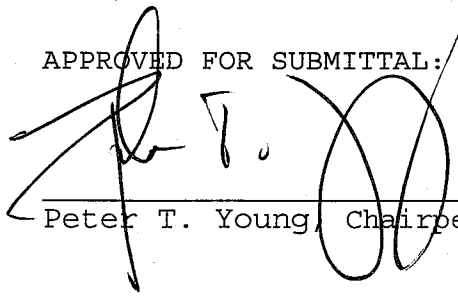
1. The terms and conditions as prescribed by law upon the issuance of Land Patents in confirmation of Land Commission Awards, as may be amended from time to time;
2. Review and approval by the Department of the Attorney General; and
3. Such other terms and conditions as may be prescribed by the Chairperson to best serve the interests of the State of Hawaii.

Respectfully Submitted,



E. Mahoe Collins
Staff Abstractor

APPROVED FOR SUBMITTAL:



Peter T. Young, Chairperson



PELEKUNU, WAILAU; HALAWA, MOLOKAI

10264(Mb) Exhibit A

EXHIBIT "A"

REDUCED
NOT TO SCALE

LAND DESCRIPTION

Being a portion of Land Commission Award 2715 to Hinaiu and being also the Land of Paekukui, a Lele of Keawawanui.

Situated along the easterly side of Kahawaiiki Stream and approximately 3,500 feet southerly of the sea.

At Wailau, Molokai, Hawaii
TMK: (2) 5-9-06:005

Beginning at a 1/2 inch pipe (set) at the northwesterly corner of this parcel of land, the southwesterly corner of Royal Patent 7232, Land Commission Award 3218 to Aikake (TMK: (2) 5-9-06:006) and being also a point on Government Land (TMK: (2) 5-9-06:002), the approximate coordinates of said point of beginning referred to Government Survey Triangulation Station "OLOKUI" being 9,000 feet north and 8,000 feet east and running by azimuths measured clockwise from true south; thence,

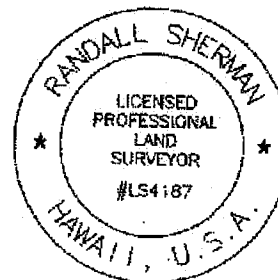
1. 248° 08' 1,746.87 feet along Land Commission Award 3218 to Aikake (TMK: (2) 5-9-06:006) and passing over 1/2 inch pipes (set) at 106.86 feet and 751.19 feet; thence,
2. 344° 08' 2,059.39 feet along Government Land (TMK: (2) 5-9-06:002); thence,
3. 92° 08' 1,016.40 feet along the same and passing 49.46 feet southerly of a witness post (1/2" pipe (set)) at 362.91 feet, passing 49.46 feet southerly of a witness post (1/2" pipe (set)) at 439.99 feet and passing over a 1/2 inch pipe (set) at 813.40 feet; thence,
4. 137° 53' 1,742.40 feet along the same and passing over a 1/2 inch pipe (set) at 69.19 feet to the point of beginning and containing an area of 55.628 acres.

This description is based on an actual field survey and was prepared by me or under my direct supervision.



Randall Sherman
Licensed Professional Land Surveyor
State of Hawaii Certificate Number LS4187
License Expiration Date: April 30, 2008

14 Feb 07
Date





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